

MINUTES OF COUNCIL REGULAR MEETING – JULY 8, 2014

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JULY 8, 2014, AT 6:30 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR PRO TEM RUSHTON.

THE FOLLOWING MEMBERS WERE PRESENT:

Corey Rushton, Mayor Pro Tem
Lars Nordfelt, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3
Steve Vincent, Councilmember District 4

Paul Isaac, Acting City Manager
Sheri McKendrick, City Recorder

ABSENT: Ron Bigelow, Mayor

STAFF PRESENT:

Nicole Cottle, Assistant City Manager/CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Russell Willardson, Public Works Director
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
John Evans, Fire Chief
Lee Russo, Police Chief
Jake Arslanian, Public Works Department

16669 **OPENING CEREMONY**

The Opening Ceremony was conducted by Lars Nordfelt who led the Pledge of Allegiance to the Flag.

16670 **APPROVAL OF MINUTES OF REGULAR MEETING HELD JUNE 24, 2014**

The City Council read and considered Minutes of the Regular Meeting held June 24, 2014. There were no changes, corrections or deletions.

After discussion, Councilmember Lang moved to approve the Minutes of the Regular Meeting held June 24, 2014, as written. Councilmember Huynh seconded the motion.

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A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

Unanimous.

16671 **COMMENT PERIOD**

Upon inquiry by Mayor Pro Tem Rushton, there was no one in attendance desiring to address the City Council during the comment period.

16672 **PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING THE POLICE DEPARTMENT'S APPLICATION FOR A JUSTICE ASSISTANCE GRANT (JAG) THROUGH THE U.S. DEPARTMENT OF JUSTICE PROGRAMS**

Acting City Manager, Paul Isaac, informed a public hearing had been advertised in order for the City Council to hear and consider public input regarding the Police Department's application for a Justice Assistance Grant (JAG) through the U.S. Department of Justice Programs.

He presented proposed Resolution No. 14-15 that would authorize the West Valley City Police Department to apply for a Justice Assistance Grant (JAG) through the U.S. Department of Justice Programs.

Mr. Isaac stated the subject grant was in the amount of \$102,077.00 and would be utilized to purchase Taser equipment, mobile printers, and workstations for detectives. He indicated the Police Department was not required to match these funds as this was classified as a non-matching grant. He advised the 2014 JAG Program was a three-year grant and additional funding could be awarded in future years in order to continue the program.

He further advised the U.S. Department of Justice Program funds could be used to purchase equipment, fund training, fund approved programs, and pay salaries for approved programs. He advised the procedure for allocating JAG funds was a formula based on population and crime statistics in combination with a minimum allocation to ensure that each state and territory received an appropriate share. He explained the Edward Byrne Memorial Justice Assistance Grant Program would allow states and local governments to support a broad range of activities to improve the criminal justice system. He stated JAG replaced the Byrne Formula and Local Law Enforcement Block Grant programs.

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He also advised past budget constraints had funneled resources to essential services thus not allowing for necessary upgrades in equipment. The JAG funding would be used to make those improvements in the areas overlooked due to other priority essential services. He reported the Police Department currently housed 38 workstations designed for detectives in the Strategic Policing section. He stated those work stations had deteriorated to the point of affecting productivity. He indicated detectives had to purchase their own chairs and equipment at times. He advised the Strategic Policing section also intended to purchase several mobile printers to allow printing of documents from a vehicle at a remote location. He indicated the Department had to reallocate issued Tasers to provide them to officers in the highest risk assignments, which had been due to new officer hiring and the natural wearing out of current Tasers. He stated the additional Tasers would allow issuing of the equipment to the majority of officers.

Mayor Pro Tem Rushton opened the public hearing. There being no one to speak either in favor or in opposition, Mayor Pro Tem Rushton closed the public hearing.

ACTION: CONSIDER RESOLUTION NO. 14-115, AUTHORIZING THE WEST VALLEY CITY POLICE DEPARTMENT TO APPLY FOR A JUSTICE ASSISTANCE GRANT (JAG) THROUGH THE U.S. DEPARTMENT OF JUSTICE PROGRAMS

The City Council previously held a public hearing regarding the Police Department's application for Justice Assistance Grant (JAG) through the U.S. Department of Justice Programs, and proposed Resolution No. 14-115 that would authorize the application and grant amount of \$102,077.00, to be utilized to purchase Taser equipment, mobile printers, and workstations for Police Department detectives.

After discussion, Councilmember Buhler moved to approve Resolution No. 14-115, a Resolution Authorizing the West Valley City Police Department to Apply for Justice Assistance Grant (JAG) through the U.S. Department of Justice Programs. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

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Unanimous.

16673

RESOLUTION NO. 14-116, APPROVE AN EASEMENT ENCROACHMENT AGREEMENT BETWEEN WEST VALLEY CITY, THE U.S. DEPARTMENT OF THE INTERIOR AND ROCKY MOUNTAIN POWER, A DIVISION OF PACIFICORP, AN OREGON CORPORATION, THAT WILL ALLOW ROCKY MOUNTAIN POWER TO INSTALL, OPERATE, AND MAINTAIN A SDR11 POWER LINE WITHIN A SIX-INCH HDPE CONDUIT WITHIN THE CITY'S RIGHT-OF-WAY AT 2270 SOUTH 3700 WEST

Acting City Manager, Paul Isaac, presented proposed Resolution No. 14-116 that would approve an Easement Encroachment Agreement between West Valley City, the U.S. Department of the Interior and Rocky Mountain Power, a Division of PacifiCorp, an Oregon Corporation, that would allow Rocky Mountain Power to install, operate, and maintain a SDR11 power line within a six-inch HDPE conduit within the City's right-of-way at 2270 South 3700 West.

He stated Rocky Mountain Power had requested permission to cross the Jordan Aqueduct and the City's right-of-way with a power line. He indicated the City owned property encumbered by an easement owned by the U.S. Department of the Interior that allowed them to operate the Jordan Aqueduct. He stated Rocky Mountain Power desired to install, operate and maintain an SDR11 power line with a six-inch HDPE conduit within the City's right-of-way at the above-described location. He advised that the U.S. Department of the Interior was also required to consent because Rocky Mountain Power's action would encroach on their easement.

After discussion, Councilmember Huynh moved to approve Resolution No. 14-116, a Resolution Approving an Easement Encroachment Agreement between West Valley City, the U.S. Department of the Interior and Rocky Mountain Power, a Division of PacifiCorp, an Oregon Corporation, that will Allow Rocky Mountain Power to Install, Operate, and Maintain an SDR11 Power Line Within a Six-inch HDPE Conduit within the City's Right-of-Way at 2270 South 3700 West. Councilmember Lang seconded the motion.

A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

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Unanimous.

16674

RESOLUTION NO. 14-117, AUTHORIZE CHANGE ORDER NO. 2 TO THE CONTRACT WITH JORDAN VALLEY CONSTRUCTION FOR THE 4000 WEST STORM DRAIN REPLACEMENT PROJECT

Acting City Manager, Paul Isaac, presented proposed Resolution No. 14-117 that would authorize Change Order No. 2 to the contract with Jordan Valley Construction, in the amount of \$154,295.80, for the 4000 West Storm Drain Replacement Project.

He stated the proposed Change Order No. 2 would add new segments of pipe on 4000 West to be replaced. He indicated that during the execution of the 4000 West Storm Drain Rehabilitation Project by Heitkamp Inc., it had been determined certain segments of pipe were deteriorated to the point they could not be lined with the PVC liner. He explained those segments of failed corrugated metal pipe must be replaced with new reinforced concrete pipe. He advised the subject change order covered the cost to add those segments of pipe.

He also advised the original funding resolution had authorized an additional \$67,312.00, and Change Order No. 1 had been executed under that funding authorization.

After discussion, Councilmember Lang moved to approve Resolution No. 14-117, a Resolution Authorizing Change Order No. 2 to the Contract with Jordan Valley Construction for the 4000 West Storm Drain Replacement Project. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

Unanimous.

16675

RESOLUTION NO. 14-118, RATIFY THE CITY MANAGER'S APPOINTMENT OF CRAIG STAGG TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2014 – JULY 1, 2016

Acting City Manager, Paul Isaac, presented proposed Resolution No. 14-118 that would ratify the City Manager's appointment of Craig Stagg to the Professional Standards Review Board for the term July 1, 2014, through July 1, 2016.

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He stated Mr. Stagg had expressed a desire to be appointed and serve on the Board and was very dedicated to maintaining a safe community for residents of the City, as well as holding officers and the Police Department to high standards and professionalism. He stated the appointee would be an asset to the Board. He indicated the Board reviewed all allegations of police misconduct from a citizen's perspective and made various recommendations to the Police Chief regarding those incidents.

Upon being recognized, Mr. Stagg addressed the City Council and introduced himself. He stated he welcomed the opportunity to volunteer as he and his wife had resided in the City since incorporation.

Mayor Pro Tem Rushton expressed appreciation to Mr. Stagg for his willingness to serve the West Valley community.

After discussion, Councilmember Nordfelt moved to approve Resolution No. 14-118, a Resolution Ratifying the City Manager's Appointment of Craig Stagg to the Professional Standards Review Board for a Term Commencing July 1, 2014, and Ending July 1, 2016. Councilmember Buhler seconded the motion.

A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

Unanimous.

16676

RESOLUTION NO. 14-119, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF JEANETTA WILLIAMS TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2014 – JULY 1, 2016

Acting City Manager, Paul Isaac, presented proposed Resolution No. 14-119 that would ratify the City Manager's reappointment of Jeanetta Williams to the Professional Standards Review Board, for the term July 1, 2014, through July 1, 2016.

He stated Ms. Williams had expressed a desire to be reappointed to the Board and was interested in serving the community as a resident of the City. He also advised

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Ms. Williams was president of the local chapter of the NAACP and was an asset to the Professional Standards Review Board.

After discussion, Councilmember Vincent moved to approve Resolution No. 14-119, a Resolution Ratifying the City Manager's Reappointment of Jeanetta Williams to the Professional Standards Review Board for a Term Commencing July 1, 2014, and Ending July 1, 2016. Councilmember Lang seconded the motion.

A roll call vote was taken:

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|-----------------------|-----|
| Mr. Vincent | Yes |
| Ms. Lang | Yes |
| Mr. Buhler | Yes |
| Mr. Huynh | Yes |
| Mr. Nordfelt | Yes |
| Mayor Pro Tem Rushton | Yes |

Unanimous.

Mayor Pro Tem Rushton advised that Ms. Williams had done an outstanding job and the Council appreciated her continued service to the City.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, JULY 8, 2014, WAS ADJOURNED AT 6:43 P.M., BY MAYOR PRO TEM RUSHTON.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, July 8, 2014.

Sheri McKendrick, MMC
City Recorder